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3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169-5996
Facsimile (702) 949-8321
Telephone (702) 949-8320

Rob Charles NV State Bar No. 006593
Email: rcharles@rlrlaw.com
John Hinderaker AZ State Bar No. 018024
Email: jhinderaker@rlrlaw.com

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,¹

**USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,**

USA CAPITAL FIRST TRUST DEED FUND, LLC,²

USA SECURITIES, LLC,³

Debtors.

Affects:

- All Debtors
 - USA Commercial Mortgage Company
 - USA Capital Realty Advisors, LLC
 - USA Capital Diversified Trust Deed Fund, LLC
 - USA Capital First Trust Deed Fund, LLC
 - USA Securities, LLC

Case No. BK-S-06-10725-LBR¹
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR¹
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No. BK-S-
06-10725 LBR

**NOTICE OF HEARING REGARDING
OBJECTION OF THE USACM
LIQUIDATING TRUST TO PROOF OF
CLAIM OF LLOYD BLAIR FILED IN
WRONG DEBTOR'S CASE;
OBJECTION OF DTDF TO PROPOSED
ALLOWANCE OF PROOF OF CLAIM**

Hearing Date: April 10, 2009

Hearing Time: 9:30 a.m.

**THE USACM LIQUIDATING TRUST IS OBJECTING TO THE CLAIM
THAT YOU FILED. PLEASE DO NOT CONTACT THE CLERK OF THE
BANKRUPTCY COURT TO DISCUSS THE MERITS OF YOUR CLAIM.**
QUESTIONS REGARDING THE AMOUNT OF A CLAIM OR THE FILING OF A

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

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1 **CLAIM SHOULD BE DIRECTED TO BRANT FYLLING AT SIERRA GROUP**
 2 **CONSULTING, LLC (602-424-7009) OR TO THE UNDERSIGNED COUNSEL.**

3 **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust by and
 4 through its counsel, has filed an Objection to Proof of Claim No. 10725-00489 filed by
 5 Lloyd Blair as Trustee of the L.E. and J.G. Blair Family Trust (the “Objection”). The
 6 USACM Trust respectfully requests that the Court enter an order pursuant to § 502 of title
 7 11 of the United States Code (the “Bankruptcy Code”), disallowing Claim No. 10725-
 8 00489 filed by Lloyd Blair in its entirety on the ground that it was filed in the wrong debtor
 9 case. USA Capital Diversified Trust Deed Fund (“DTDF”) objects to any allowance of
 10 Lloyd Blair’s claim as a claim against the DTDF estate, and appropriately allow Lloyd
 11 Blair to retain an equity interest in the amount as reflected in the books and records of
 12 DTDF as of April 13, 2006.

13 **NOTICE IS FURTHER GIVEN** that the hearing on the Objection will be held
 14 before the Honorable Linda B. Riegle, U.S. Bankruptcy Court Judge in the Foley Federal
 15 Building, 300 Las Vegas Blvd. South, 3rd Floor, Courtroom No. 1, Las Vegas, Nevada on
 16 **April 10, 2009, at the hour of 9:30 a.m.**

17 **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON APRIL 10,**
 18 **2009, WILL BE HELD FOR THE PURPOSE OF STATUS CHECKS AND**
 19 **SCHEDULING EVIDENTIARY HEARINGS ONLY. NO ARGUMENTS WILL BE**
 20 **HEARD ON THAT DATE.**

21 **NOTICE IS FURTHER GIVEN** that any response to the Objection must be filed
 22 by **April 3, 2009,** pursuant to Local Rule 3007(b), which states:

23 If an objection to a claim is opposed, a written response must
 24 be filed and served on the objecting party at least 5 business
 25 days before the scheduled hearing. A response is deemed
 26 sufficient if it states that written documentation in support of
 the proof of claim has already been provided to the objecting
 party and that the documentation will be provided at any
 evidentiary hearing or trial on that matter.

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If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading with the Court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the Court, or if you do not serve your written response on the person who sent you this notice, then:

- The Court may *refuse to allow you to speak* at the scheduled hearing; and
- The Court may *rule against you* and sustain the objection without formally calling the matter at the hearing.

Dated: March 11, 2009.

LEWIS AND ROCA LLP

By: /s/ John Hinderaker (#18024)
Rob Charles, NV 6593
John Hinderaker, AZ 18024
3993 Howard Hughes Parkway, Suite 600
Las Vegas, Nevada 89169-5996
Facsimile (702) 949-8321
Telephone (702) 949-8320
Counsel for USACM Liquidating Trust

Copy of the foregoing e-mailed ,
or mailed via First Class U.S. Mail to
the following party on March 11, 2009 to:

The L.E. and J.G. Blair Family Trust
c/o Lloyd Blair Trustee
1931 Quail Creek Court
Reno, NV 89519

By /s/ Carrie Lawrence
Carrie Lawrence,
Lewis and Roca LLP